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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

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MIDDLE DISTRICT OF FLORIDA  
TAMPA, FLORIDA

UNITED STATES OF AMERICA

v.

SAMI AMIN AL-ARIAN,  
SAMEEH HAMMOUDEH,  
GHASSAN ZAYED BALLUT,  
HATIM NAJI FARIZ

CASE NO.: 8:03-CR-77-T-30-TBM

**GOVERNMENT'S MOTION FOR RECONSIDERATION  
OF THE COURT'S MARCH 12TH ORDER  
AS IT PERTAINS TO THE SCIENTER REQUIREMENTS OF A  
2339B PROSECUTION AND TO ENLARGE THE PAGE LIMITATION**

The United States of America by Paul I. Perez, United States Attorney, Middle District of Florida, respectfully submits its Motion for Reconsideration of the Court's March 12th Order As It Pertains to the Scienter Requirements of a 2339B Prosecution and supporting memorandum of law, and to enlarge the page limitation:

On March 12, 2004, this Court entered an Order disposing of various motions attacking the indictment in this case, rejecting most of them. United States v. Al-Arian, 2004WL 516571 (M.D. FL. 2004) (Doc. 479). The purpose of this motion is to seek reconsideration of a single issue: the Court's formulation of the scienter requirement for a prosecution pursuant to 18 U.S.C. § 2339B. Doc. 479 at p. 25.

On April 12, 2004, the government requested an additional 14 days (to and including April 26, 2004) in which to file its motion (Doc. 504). The Court granted that motion (Doc. 504-1).

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The government now is also requesting that the Court instanter enlarge the limitation of 20 pages imposed by MDFL Local Rule 3.01(c) to accommodate the attached memorandum of law. Although the government made its best effort to contain its argument to no more than 20 pages, it was unable to do so and still present a thorough and professional work product. The legal issues involved are complex and novel, and required fuller explanations and discussions than in the typical case.

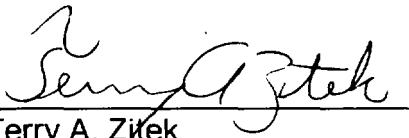
The government's position and legal support thereof is contained in the accompanying memorandum of law.

Wherefore, the government requests that the Court reconsider that portion of its March 12th Order and enter a revised order consistent with the position presented by the government in its accompanying memorandum of law.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent  
by U.S. Mail this 26th day of April, 2004, to the following:

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